

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

INNOVATIONS IN MEMORY LLC,

Plaintiff,

v.

CISCO SYSTEMS, INC.,

Defendant.

Case No. 2:24-cv-00360-JRG
(Lead Case)

JURY TRIAL DEMANDED

INNOVATIONS IN MEMORY LLC,

Plaintiff,

v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Defendant.

Case No. 2:24-cv-00296-JRG
(Member Case)

JOINT STIPULATION OF DISMISSAL OF ASSERTED PATENT

Plaintiff Innovations In Memory LLC (“IIM”) and Defendant International Business Machines Corporation (“IBM”) hereby stipulate and agree as follow:

WHEREAS, on May 1, 2024, IIM filed a complaint (Dkt. No. 1) (the “Complaint”) in *Innovations In Memory LLC. v. International Business Machines Corporation*, Case No. 2:24-cv-00296-JRG-RSP (Member Case), the above-captioned action, alleging certain IBM products identified therein infringed U.S. Patent No. 9,304,714 (“the ’714 Patent”); 8,285,961 (“the ’961 Patent”); 8,782,340 (“the ’340 Patent”); 7,672,226 (“the ’226 Patent”); 8,160,070 (“the ’070 Patent”); and 8,417,871 (“the ’871 Patent”) (collectively, the “patents-in-suit”);

WHEREAS, the parties seek to streamline the issues in dispute; and

NOW, THEREFORE, the Parties HEREBY STIPULATE AND AGREE AS FOLLOWS:

1. Count IV of the Complaint alleging infringement of the '226 Patent against IBM is dismissed with prejudice;

This Stipulation only dismisses those claims relating to the '226 Patent and does not dismiss any other claims of infringement based on the '714 Patent, '961 Patent, '340 Patent, '070 Patent, or '871 Patent.

Dated: November 4, 2024

Respectfully submitted,

/s/ Brett Cooper

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***Attorneys for Defendant International Business
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CERTIFICATE OF SERVICE

I certify that this document is being served upon counsel of record on November 4, 2024 via electronic service.

/s/ Brett Cooper
Brett Cooper

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule CV-7(h), the undersigned certifies that counsel for Plaintiff met and conferred with counsel for Defendants on November 4, 2024. The Parties are in agreement and seeking joint relief.

/s/ Brett Cooper
Brett Cooper